



March 31, 2023

VIA ECF

U.S. Magistrate Judge Andrew M. Edison
United States Courthouse
601 Rosenberg, Seventh Floor
Galveston, TX 77550

Re: No. 4:21-cv-00575, *In re Plymouth County Retirement Sys. v. Apache Corp., et al.*

Dear Judge Edison:

Pursuant to the Court's Docket Control Order, Dkt. 86, and the Court's March 21, 2023 Minute Order, the Plymouth County Retirement System ("Plymouth County") and the Trustees of the Teamsters Union No. 142 Pension Fund ("Teamsters 142") (collectively, "Lead Plaintiffs") and Defendants Apache Corporation ("Apache"), John J. Christmann, IV, Timothy J. Sullivan, and Stephen J. Riney (collectively, "Defendants" and, together with Lead Plaintiffs, the "Parties") jointly provide the Court with this third update concerning the status of their efforts to agree to a Search Protocol pertaining to Defendants' document production in this matter.

Although the Parties have agreed on certain matters, they appear to have reached impasse on others. As a result, the Parties propose the following schedule for resolving the remaining disputed issues: (1) Plaintiffs submit to the Court a short letter brief (not to exceed 5 single-spaced pages) outlining their position on the remaining disputed issues on April 4; and (2) Defendants submit their responsive letter brief (not to exceed 5 single-spaced pages) on April 7.

Respectfully submitted,

/s/ Johnston de F. Whitman, Jr.

KESSLER TOPAZ

MELTZER & CHECK, LLP

Gregory M. Castaldo (*pro hac vice*)

Johnston de F. Whitman, Jr. (*pro hac vice*)

Joshua E. D'Ancona (*pro hac vice*)

/s/ Amy Pharr Hefley

BAKER BOTTS L.L.P.

David D. Sterling

Attorney-In-Charge

Texas Bar No. 19170000

Federal I.D. No. 07079



Michelle M. Newcomer (*pro hac vice*)
Richard A. Russo Jr. (*pro hac vice*)
Daniel B. Rotko (*pro hac vice*)
Austin W. Manning (*pro hac vice*)
280 King of Prussia Road
Radnor, PA 19087
Telephone: (610) 667-7706
Facsimile: (610) 667-7056
gcastaldo@ktmc.com
jwhitman@ktmc.com
jdancona@ktmc.com
mnewcomer@ktmc.com
rrusso@ktmc.com
drotko@ktmc.com
amanning@ktmc.com

SAXENA WHITE P.A.

David R. Kaplan (*pro hac vice*)
Wolfram T. Worms (*pro hac vice*)
Hani Farah (*pro hac vice*)
505 Lomas Santa Fe Dr., Suite 180
Solana Beach, CA 92075
Telephone: (858) 997-0860
Facsimile: (858) 369-0096
dkaplan@saxenawhite.com
wworms@saxenawhite.com
hfarah@saxenawhite.com

-and-

Steven B. Singer (*pro hac vice* forthcoming)
Joshua H. Saltzman (*pro hac vice*)
Sara DiLeo (*pro hac vice*)
10 Bank Street, 8th Floor
White Plains, NY 10606
Telephone: (914) 437-8551
Facsimile: (888) 631-3611
ssinger@saxenawhite.com
jsaltzman@saxenawhite.com
sdileo@saxenawhite.com

-and-

Amy Pharr Hefley
State Bar No. 24046046
910 Louisiana Street
Houston, TX 77002
Telephone: (713) 229-1946
Facsimile: (713) 229-7946
david.sterling@bakerbotts.com
amy.hefley@bakerbotts.com

Counsel Attorneys for Defendants Apache Corporation, John J. Christmann IV, Timothy J. Sullivan, and Stephen J. Riney



Maya Saxena (*pro hac vice* forthcoming)
Joseph E. White, III (*pro hac vice* forthcoming)
Lester R. Hooker (*pro hac vice* forthcoming)
7777 Glades Road, Suite 300
Boca Raton, FL 33434
Telephone: (561) 394-3399
Facsimile: (561) 394-3382
msaxena@saxenawhite.com
jwhite@saxenawhite.com
lhooker@saxenawhite.com

Co- Lead Counsel for Lead Plaintiffs

AJAMIE LLP

Thomas R. Ajamie, Attorney-in-Charge
Texas Bar No. 00952400
S.D. Tex. No. 6165
John S. “Jack” Edwards, Jr.
Texas Bar No. 24040851
S.D. Tex. No. 38095
Pennzoil Place – South Tower
711 Louisiana, Suite 2150
Houston, TX 77002
Telephone: (713) 860-1600
Facsimile: (713) 860-1699
tajamie@ajamie.com
jedwards@ajamie.com

Liaison Counsel for Lead Plaintiffs